

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

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|--------------------------------------|---|--|
| <b>WALTER W. THIEMANN,</b>           | ) | <b>Case No. C-1-00-793</b>                 |
|                                      | : |  |
| <b>Plaintiff,</b>                    | ) | <b>(Judge Sandra S. Beckwith)</b>          |
|                                      | : | <b>(Magistrate Judge Timothy S. Hogan)</b> |
| <b>-v-</b>                           | ) |  |
|                                      | : |  |
| <b>OHSL FINANCIAL CORP., ET AL.,</b> | ) | <b><u>JOINT STATUS REPORT</u></b>          |
|                                      | : |  |
| <b>Defendants.</b>                   | ) |  |
|                                      | : |  |
|                                      | ) |  |
|                                      | : |  |
|                                      | ) |  |

Pursuant to the Court's October 20, 2003 Order (doc. 216) the parties submit this Joint Status Report to clarify which pending motions now are moot and which still must be decided.

**A. Motions That All Parties Agree Still Need To Be Decided:**

- 1) Defendants' Motion to Decertify and Motion to Reconsider Class Certification (docs. 52, 53, 65) and responses and replies thereto (docs. 54, 56, 74, 79);
- 2) Plaintiff's Motion to Compel Production of Expert Reports (doc. 177) and responses and replies (docs. 183, 186, 191, 194);
- 3) Plaintiff's Motion to Strike Defendant's Supplemental Authority In Support of Motions to Reconsider Class Certification and to Decertify (doc. 184), Defendants' Motion for Leave to File Supplemental Authority *Nunc Pro Tunc* (doc. 201) and responses and replies (docs. 200, 206, 207, 208); and
- 4) Plaintiff's Objection to Magistrate's Order Denying Plaintiff's Motion to Compel Production By Ernst & Young (doc. 171) and responses and replies (docs. 190, 193).

**B. Motions That All Parties Agree Are Now Moot:**

- 1) Plaintiff's Objection to Magistrate's Order Denying Oral Argument on Motion to Disqualify KMK (doc. 182) and responses and replies (docs. 188, 196, 202);
- 2) Plaintiff's Motion to File Supplemental Brief in Further Support of Motion to Disqualify KMK (doc. 205) and responses and replies (docs. 210, 211); and
- 3) Defendants' Objections to Magistrate's June 10, 2003 Discovery Orders (docs. 179, 180) and responses and replies (docs. 187, 195).

**C. Motions That Plaintiff Believes Still Need To Be Decided But Which Defendants Believe Are Moot:**

- 1) Plaintiff's Objection to Magistrate's Order Quashing Subpoena of Jim Burke (doc. 125) and responses and replies (docs. 131, 137);
- 2) Plaintiff's Motion to Compel KMK to Comply With Local Rule 43.2 (doc. 176) and responses and replies (docs. 192, 198); and
- 3) Plaintiff's Motion to Strike or Not Consider August 5, 2003 Letter from Patrick Fischer, Esq. to Michael G. Brautigam copies to Magistrate Judge (doc. no. 204).

Respectfully submitted,

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